

INTERFERENCE DIGEST

Interference No. 105,548

Paper No.

Name: Jonathan D. Buckley et al.

Serial No.: 09/270,461

Patent No.

Title: Electromechanical safety system for a firearm

Filed: 03/15/99

Interference with Fuchs

DECISION ON MOTIONS

Administrative Patent Judge, _____ Dated, _____

FINAL DECISION

Board of Patent Appeals and Interferences, _____ Dated, _____

Court, _____ Dated, _____

REMARKS

This should be placed in each application or patent involved in interference in addition to the interference letters.



PAPER NO.

UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES
BOX INTERFERENCE, WASHINGTON, D.C. 20231

MAILED

FEB 27 2007

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Filed by: Judge Sally C. Medley
Telephone: 571-272-4683
Facsimile: 571-273-0042

Applicants: BUCKLEY
Application No.: 09/270,461
Filed: 03/15/99
For: Electromechanical safety system for a firearm

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,548.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/Sally C. Medley/
SALLY C. MEDLEY
Administrative Patent Judge

Paper 1

Mail Stop Interference
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Filed 27 February 2007

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

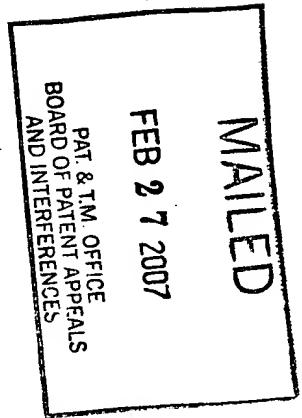
JONATHAN D. BUCKLEY, TONY A. HANCOCK,
and AUSTIN D. PYLE

Junior Party
(Application 09/270,461),

v.

RUDOLF FUCHS
Senior Party
(Patent 6,293,039).

Patent Interference No. 105,548 (SCM)
(Technology Center 2600)



DECLARATION - Bd.R. 203(b)¹

Part A. Declaration of interference

An interference is declared (35 U.S.C. 135(a)) between the above-identified parties. Details of the application(s), patent (if any), reissue application (if any), count(s) and claims designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this DECLARATION.

¹ "Bd.R. x" may be used as shorthand for "37 C.F.R. '41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

Part B. Judge managing the interference

Administrative Patent Judge Sally C. Medley has been designated to manage the interference. Bd.R. 104(a).

Part C. Standing order

A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION. The STANDING ORDER applies to this interference.

Part D. Initial conference call

A telephone conference call to discuss the interference is set for **2:00 p.m.** on **24 April 2007** (the Board will initiate the call).

No later than **four business days** prior to the conference call, each party shall file and serve (SO §§ 10.1 & 105) a list of the motions (Bd.R. 120; Bd.R. 204; SO §§ 104.2.1, 120 & 204) the party intends to file.

A sample schedule for taking action during the motion phase appears as Form 2 in the STANDING ORDER. Counsel are encouraged to discuss the schedule prior to the conference call and to agree on dates for taking action. A typical motion period lasts approximately eight (8) months. Counsel should be prepared to justify any request for a shorter or longer period.

Part E. Identification and order of the parties

Junior Party

Named inventors: **JONATHAN D. BUCKLEY**, Lexington, KY
TONY A. HANCOCK, Lexington, KY
AUSTIN D. PYLE, Lexington, KY

Involved Application: 09/270,461, filed 15 March 1999

Title: Electromechanical safety system for a firearm

Assignee: none

Senior Party

Named Inventors: **RUDOLF FUCHS**, Thayngen, Switzerland

Involved Patent: 6,293,039 issued 25 September 2001, based on application 09/246,050, filed 8 February 1999

Title: Pistol with locking mechanism

Assignee: SIG Arms International AG

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO & 154.2.1. The senior party is responsible for initiating settlement discussions. SO & 126.1.

Part F. Count and claims of the parties

Count 1

Fuchs 6,293,039 claim 1

or

Buckley 09/270,461 claim 25

The claims of the parties are:

Buckley: 25-29

Fuchs: 1-19

The claims of the parties which correspond to Count 1 are:

Buckley: 25-29

Fuchs: 1-19

The claims of the parties which do not correspond to Count 1, and therefore are not involved in the interference, are:

Buckley: none

Fuchs: none

The parties are accorded the following benefit for Count 1:

Buckley: none

Fuchs: none

Part G. Heading to be used on papers

The following heading must be used on all papers filed in this interference,
see SO & 106.1.1:

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

JONATHAN D. BUCKLEY, TONY A. HANCOCK,
and AUSTIN D. PYLE
Junior Party
(Application 09/270,461),

v.
RUDOLF FUCHS
Senior Party
(Patent 6,293,039).
Patent Interference No. 105,548 (SCM)
(Technology Center 2600)

Part H. Order form for requesting file copies

When requesting copies of files, use of SO Form 4 will greatly expedite
processing of the request. Please attach a copy of Parts E and F of this
DECLARATION with a hand-drawn circle around the patents and applications for
which a copy of a file wrapper is requested.

/Sally C. Medley/
Administrative Patent Judge

Enc:

Copy of STANDING ORDER
Copy U.S. Patent 6,293,039
Copy of claims of 09/270,461
Copy of Appeal 2006-1668

Revised 3 January 2006

cc (via overnight delivery):

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